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7       IN THE UNITED STATES DISTRICT COURT  
8       FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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12       KFD ENTERPRISES, INC.,

13       Plaintiff - Counter-Defendant - Cross-  
14       Defendant,

15       v.

16       CITY OF EUREKA,

17       Defendant - Counter-Claimant -  
18       Cross-Claimant.

19       Case No.: 08-4571 MMC (JSC)

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21       **ORDER RE: MOTION TO STRIKE  
22       CITY OF EUREKA'S RULE 26  
23       DISCLOSURES (Dkt No. 579)**

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25       Plaintiff KFD Enterprises, Inc., ("KFD") seeks to recover damages from Defendant  
26       City of Eureka ("the City") and several other defendants relating to contamination of the soil  
27       and groundwater at a dry cleaning site it operates. Now pending before the Court is KFD's  
28       Motion to Strike the City of Eureka's February 20, 2013 Rule 26(e) Disclosures. (Dkt. No.  
29       579.) After carefully considering the pleadings and having had the benefit of oral argument  
30       on April 25, 2013, for the reasons stated on the record the Court DENIES the motion to strike  
31       without prejudice to renewal in the event that the City serves supplemental expert reports.

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2 **IT IS SO ORDERED.**  
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4 Dated: April 25, 2013  
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*Jacqueline S. Corley*  
6 JACQUELINE SCOTT CORLEY  
7 UNITED STATES MAGISTRATE JUDGE  
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